



FEHR-GRAHAM & ASSOCIATES
Engineering and Science Consultants

Hans A. Anderson, P.E.
R. Todd Weagens, P.E.
Mick W. Gronewold, P.E.
Ken R. Thompson
Adam G. Holder, P.E.

Civil • Surveying • EHS • Municipal • IT

P.O. Box 459 • 515 Lincoln Highway • Rochelle, IL 61068
E-Mail: fga@fehr-graham.com

Ph: 815/5629087 • Fax: 815/5624233
Web: www.fehr-graham.com

T04-0071

Letter of Transmittal

To: Mr. Michael Stead ATTN: Henry Humphries
Rail Safety Program Administrator
Illinois Commerce Commission
527 East Capital Avenue
Springfield, IL 62701

Date: Monday, June 20, 2005
Subject: City Lead Track Extension
Rochelle, IL

We are sending you the following:

☒ Attached

Via: First class Mail

☐ Report / Permit / Study
☐ Plans / Specifications
☒ Other:

☐ Land Survey Drawings
☐ Shop Drawings

☐ Contract / Agreement
☐ Calculations

☐ Change Order
☐ Check

Quantity	Date / No.	Description
1		Copy of 11x17 Construction Plans

These Items are Transmitted as Checked Below:

☐ For Distribution
☒ For Your Use
☒ As Requested
☐ For Review & Comment

☐ Reviewed
☐ Reviewed / Revised
☐ Returned for Corrections
☐ Construction

☐ Resubmit
☐ Submit
☐ Return
☐ Examination & Approval

☐ Copies / Review
☐ Copies / Distribute
☐ Corrected Prints
☐ Other:

Remarks: Please note that these drawings are not to scale to due reduction from 24x36 original size format.

Should you have any questions or are need for further information, please do not hesitate to contact
our office at the number listed above

Copy to:

Signed: Noah Carmichael
Engineer

RECEIVED
JUN 22 2005

Illinois Commerce Commission
RAIL SAFETY SECTION



SIMMONS & ASSOCIATES
A Division Of
FEHR-GRAHAM & ASSOCIATES
Engineering and Science Consultants

Hans A. Anderson, P.E.
R. Todd Weegens, P.E.
Mick W. Gronewold, P.E.
Ken R. Thompson
Adam G. Holder

Civil • Surveying • EHS • Municipal

P.O. Box 459 • 515 Lincoln Hwy. • Rochelle, IL 61068
E-Mail: fga@fehr-graham.com

Ph: 815/662-9087 • Fax: 815/562-4233
Web: www.fehr-graham.com

Letter of Transmittal

To: Mr. David Lazarides - Director of Processing
Illinois Commerce Commission
527 E. Capital Avenue
Springfield, IL 62701

Date: Monday, June 13, 2005
Subject: City of Rochelle
Lead Track Extension
#T04-0071

We are sending you the following:

☒ Attached
Via: _____

☐ Under Separate Cover
Via: _____

☐ Report / Permit / Study
☒ Plans / Specifications
☐ Other: _____

☐ Land Survey Drawings
☐ Shop Drawings

☐ Contract / Agreement
☐ Calculations

☐ Change Order
☐ Check

Quantity	Date / No.	Description
1	02-176	City Lead Track Extension South - Plans
1		City Lead Track Extension - Specifications

These Items are Transmitted as Checked Below:

☐ For Distribution
☐ For Your Use
☒ As Requested
☐ For Review & Comment

☐ Reviewed
☐ Reviewed / Revised
☐ Returned for Corrections
☐ Construction

☐ Resubmit
☐ Submit
☐ Return
☐ Examination & Approval

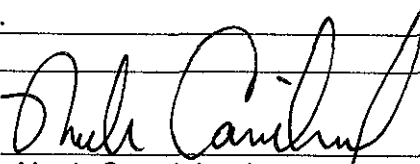
☐ Copies / Review
☐ Copies / Distribute
☐ Corrected Prints
☐ Other: _____

Remarks: Per the requirements of the May 17, 2005 Order, please find copies of the plans and specifications
for the City Lead Track Extension South in Rochelle, Illinois.

Should you have any questions please do not hesitate to call.

Copy to: _____

Signed: _____


Noah Carmichael

Freeport, Illinois
Rochelle, Illinois
Rochelle, Illinois

Fayetteville, North Carolina
Monroe, Wisconsin

44
JOB

**CONTRACT NO. 1
CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS**

**ENGINEER
SIMMONS AND ASSOCIATES P.C.
P. O. BOX 459 - 515 LINCOLN HIGHWAY
ROCHELLE, ILLINOIS 61068**

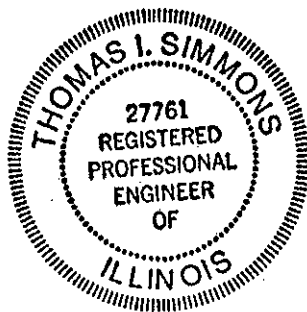
INVITATION FOR BIDS,
INVITATION FOR BIDDERS,
PROPOSAL, BID BOND
SPECIFICATIONS, SPECIAL PROVISIONS,
CONTRACT AND CONTRACT BOND

FOR

CONTRACT NO. 1
CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS

PREPARED BY:
SIMMONS AND ASSOCIATES P.C.
CONSULTING ENGINEERS
515 LINCOLN HIGHWAY
ROCHELLE, ILLINOIS 61068

(SEAL)



Thomas I. Simmons
THOMAS I. SIMMONS
ENGINEER-REGISTERED PROFESSIONAL
ENGINEER IN ILLINOIS NO. 62-027761
DATE August 19, 2004

CITY OFFICIALS
CHET OLSON – MAYOR

COUNCIL
EDWIN KISSICK
WENDELL COLWILL
BIL HAYES
SPENCER HAYDEN

JOSEPH H. SALITROS – CITY MANAGER

ADVERTISEMENT FOR BID

Separate sealed BIDS for Contract # 1 – CITY LEAD TRACK EXTENSION – CITY OF ROCHELLE - ROCHELLE, ILLINOIS will be received at the office of the City Clerk at 420 North Sixth Street, Rochelle, Illinois, on or before 11:00 A.M. October 12, 2004. These bids will then be opened and read aloud. The City of Rochelle prefers the bids to be hand delivered to the office of City Clerk at 420 North Sixth Street before 11:00 A.M., October 12, 2004, however bids may also be mailed. **Any Bid** received after 11:00 A.M., October 12, 2004 will be returned unopened. All bids must be sealed in an envelope clearly marked SEALED BID, **CONTRACT NO. 1 –CITY LEAD TRACK EXTENSION - CITY OF ROCHELLE - ROCHELLE, ILLINOIS.**

The CONTRACT DOCUMENTS may be examined at the following location:

Rochelle City Hall, 420 North Sixth Street, Rochelle, IL 61068 or the Engineer's office, Simmons & Associates P.C., 515 Lincoln Highway, Rochelle, IL 61068, telephone 815/562-9087.

Copies of the CONTRACT DOCUMENTS may be obtained for a non-refundable fee of \$50.00 at the same locations.

Pre-Bid Meeting will be held at 11:00 am September 28, 2004 at the Rochelle Steam Plant, Second Floor; located at intersection of Caron Road and Steam Plant Road
Rochelle, IL 61068

Attendance to the Pre-Bid Meeting is REQUIRED. If you are your representatives DO NOT ATTEND the pre-bid meeting your bid will be returned UNOPENED.

Facsimile Transmittal

FISCHER EXCAVATING, INC.

Phone - 815-233-3232

Fax - 815-235-7557

1567 Heine Road
Freeport, IL 61032

*Addenda
Acknowledgment*

10-5-04
Date

TOM 562-4233
Attention

TONY
From

1
Number of pages (including this cover)

Comment(s)

WE HAVE RECEIVED A 9 PAGE FAX THAT INCLUDED
THE ADDENDUM, SIGN IN SHEET, AGENDA, & LIST OF PLAIN HOLDERS
FOR THE ROCHELLE - CITY LEAD TRACK EXTENSION.

Reply Requested Yes _____

No X

**SIMMONS AND
ASSOCIATES, P.C.**

P.O. BOX 459 - 515 LINCOLN HIGHWAY

ROCHELLE, ILLINOIS 61068

PHONE: 815-562-9087

FAX: 815-562-4233

Fax Transmittal

To: Bidders
From: Tom Simmons
Date: October 5, 2004
Re: Addendum No. 1 -- City Lead Track Extension
Pages: 9 including cover

Included with this transmittal are the following documents:

- Addendum No. 1
- Copy of Sign in Sheet of attendees at Mandatory Pre-Bid Meeting on September 28, 2004.
- Copy of Agenda from Pre-Bid Meeting
- Current list of Plan Holders

Each bidder is shall confirm, in writing, via fax (815-562-4233) that they have received this addendum.

If you have any questions, please do not hesitate to contact our office.

Thank you,

Tom Simmons

October 5, 2004

ADDENDUM NO. 1 to:

CONTRACT NO. 1
CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS

This addendum shall include the addition, deletion and/or correction of the following items: This Addendum consists of 2 sheets.

ITEM #1 For purposes of this contract the acceptance of the bid and award of the contract is expected to happen on Monday night's council meeting on October 25th, 2004

The Contractor shall be able to start by November 1, 2004. Therefore the published operational date of segment 1 would remain February 1, 2005.

ITEM #2 For the purpose of Railroad Insurance, plan that 10 cars a day will be received over the existing city lead track. Track is owned by the City of Rochelle and Total Logistic Controls (TLC) is the operator of the track.

ITEM #3 Traffic Control – Please be advised that if the minimum traffic control as identified in the Special Provisions is not adhered to; a fine will be assessed and deducted from the next pay estimate in amount of \$250 per day for each day the traffic control is deficient.

ITEM #4 The Bid sheet list the crossties for crossings at 10 inches that should read 10 feet, all other items remain as listed.

ITEM #5 The relay ties provided by the U.P. shall be plugged and placed with the plugs down.

ITEM #6 The Contractor shall stock pile all unused ties in a neat pile at their present location. They will remain the property of the City.

ITEM #7 The total footage of surface and dress is measured through the switches. The measurement of the length of track does not measure through the switches; therefore there should be adequate rail to complete the job. If additional rail is needed, we will negotiate the unit price.

ITEM #8 Contactor shall furnish and install bumper post. The bumper post shall be a "Durable" design or equal.

ITEM #9 Please be advised that Rochelle Municipal Utilities has large electric transmission poles and wires paralleling the proposed track and care shall be exercised when working in the vicinity of the poles.

ITEM #10 Cross Bunk Signs and pavement markings shall be included in the pay item Traffic Control & Protection. No additional compensation shall be allowed.

ITEM #11 The crossing detail shall be as shown on the cover sheet. The filter fabric at the crossings shall be installed if sand is used and is not required if asphalt is used.

ITEM #12 The contractor shall schedule his work so that the roads will be open over holidays and weekends. Temporary CA-6 material shall be placed between the rails to allow roads to be open as specified. The temporary material shall be considered incidental to this contract and any cost shall be included in the cost of bid item Traffic Control & Protection.

This Addendum must be returned with the Contractors bid.

Each bidder shall confirm, in writing, via fax that they have received this addendum.

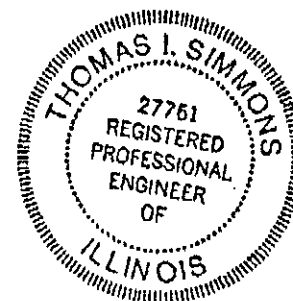
This ends the requirements of this addendum.

This Addendum No. 1 has been prepared by:

Thomas I. Simmons

Thomas I. Simmons, P.E.
Project Engineer

Reg. No. 062-027761



CONSULTING ENGINEERS - PHONE 815-562-9087
SIMMONS AND ASSOCIATES P.C.

P.O. BOX 459 - FAX 815-562-4233
515 LINCOLN HIGHWAY ROCHELLE, ILLINOIS 61068

PRE-BID MEETING FOR THE CITY LEAD TRACK EXTENSION CITY OF
ROCHELLE, ILLINOIS
NOVEMBER 19, 2003
10:00 AM

SIGN UP SHEET

Name	Representing	Phone No.	Fax No.	Email
Tom Simmons	Simmons & Assoc.	708-388-0623		tsimmons@simmons-engineers.com
Bill Berry	SWANSON CONTRACTING	708-388-9986		b.berry@swansoncontracting.com
GEORGE HOLUBAR	HOLUBAR CONST	920-499-5629		
		PH 219 942-0850		HTAULBEE@RAILWORKS.COM
HAROLD TAULBEE	RAILWORKS	FX 219 942-6941		
Paul Byrne	D.O.T. Rail Service	PH 815-339-6839		DOTRAIL@IVNET.COM
		FX 815-339-6400		
AARON JENKINS	D.O.T. Rail Service	PH 815-339-6839		
		FAX 815-339-6400		
DAVE MASA	ARMOND CASSIL RAILROAD CONSTRUCTION, INC.	PH 586-754-4200		dmasa@railsources.com
		FAX 586-754-4408		
Bill Dorris	Metroplex Corp.	PH 815-467-2573		wdorris@metroplex.com
		PH 815-756-4555		
CHRIS WOOD	ELLIOTT/WOOD, INC.	FAX 815-758-0207		Cwood@elliott-wood.com
		(217) 782-4133		
MIKE GARCIA	- IL DOT	524-1889		GARCAMR@DOT.IL.GOV
		PH (815) 561-2023		
SAM TESREAU	- CITY OF ROCHELLE	FAX (815) 562-4178		stesreau@cityofrochelle.net
		(815) 654-4700		
PETE CAPES	- ROCKFORD BLACKTOP	(815) 654-4736		pcapes@rockfordblacktop.com
		847-980-6767		
LARRY SCHAEFER	- HIRAIL Corp.	888-843-8144		HIRAILS@COMCAST.NET
		(915) 235-7857		
Tony Gilbertson	- FISCHER EXCAVATING	(815) 233-3232		WFISCHER@FISCHERILL.COM



Harold Taulbee

RailWorks Midwest Services, Inc.
P.O. Box 407
111 West 10th Street, Suite 99
Hobart, IN 46342

219.942-0850
Fax 219.942.6941
Cell 317.696.0790
htaulbee@railworks.com

RAILROAD SPECIALTY CONTRACTORS
DESIGN • CONSTRUCTION • REHABILITATION • SALVAGE

HOLUBAR CONSTRUCTION COMPANY

RAILROAD BUILDERS SINCE 1979

GEORGE HOLUBAR
1519 SHAWNON STREET
GREEN BAY, WI 54304

920-499-5529
FAX: 920-499-3404
MOBILE: 920-366-0080



PHONE (586) 754-4200
FAX (586) 754-4408
WEBSITE www.railsources.com

ARMOND CASSIL RAILROAD CONSTRUCTION, INC.

6403 RINKE STREET
WARREN, MI 48091

DAVID A. MAGA
E-mail: dmaga@railsources.com



Tony Gilbertson

SAMUEL C. TESREAU, P.E.
City Engineer
E-Mail: stsreau@kub-dot.net



City of Rochelle

Public Works Department
420 N. 6th. St. • Rochelle, IL 61068

Office (815) 562-8717
Direct (815) 561-2023
Fax (815) 562-4178



Illinois Department of Transportation

Michael R. Garcia, P.E.
Chief, Rail Engineering

Bureau of Railroads
2300 South Dirksen Parkway - Room 302
Springfield, Illinois 62764
Telephone 217/782-4133
Fax 217/524-1889
Pager 217/467-7871
e-mail garciamr@at.dot.state.il.us

RAILROAD AND WOOD, INC.

Ballour Realty Rail

William R. Dorris
Regional Manager

Metroplex Corporation

512 Twin Rail Drive, Suite 110

Mt. Prospect, IL 60447

Tel: (815) 467-2573 • Fax: (815) 467-5205

Mobile: (815) 791-1976

wdorris@ballour.com

www.ballour.com

A Ballour Realty Company

Larry Schaefer
Regional Sales Manager

155 Bradley Lane

Hoffman Estates, IL 60194

Phone: 888-843-8144

Fax: 847-843-8145

Cell: 847-880-6767

E-Mail: LSchaefer@hitrail.com

CORPORATE OFFICE:

100 Kriebing Blvd.

Lisbon, IA 52253

Phone: 800-274-7245

Fax: 319-455-2914

web site: www.hitrail.com

D.O.T. RAIL SERVICE COMPANIES, INC. RAILROAD CONTRACTORS SERVING THE MIDWEST NEW CONSTRUCTION MAINTENANCE & REPAIRS INTRAPLANT RAIL CAR SWITCHING

ALAN JENKINS

REGIONAL OFFICE • P.O. BOX 361 • LASALLE, IL 61301

24 - Hour Emergency
Service

24 hr. Phone #1-800-272-9307

Fax 815-339-6400

E-mail dorral@ivnet.com

Phone (708) 388-0623

Fax (708) 388-9866

dberry@swansoncontracting.com

Swanson Contracting Co., Inc.



11701 S. MAYFIELD AVE. ALSIP, ILLINOIS 60803

RAILROAD CONTRACTORS

CONSTRUCTION

MAINTENANCE

ENGINEERING

PAVING

BILL BERRY



Rockford Blacktop Construction Company

5290 North

Road,

Jones Park,

Illinois 61119

815-859-4700

Fax 815-859-4700

Mobile 815-948-7704

509-8824

E-Mail: peoples@rockblacktop.com

A William Schaefer Company

Rock Capital

Equity

CONSULTING ENGINEERS - PHONE 815-562-9087
SIMMONS AND ASSOCIATES P.C.
P.O. BOX 459 - FAX 815-562-4233
515 LINCOLN HIGHWAY ROCHELLE, ILLINOIS 61068

**PRE-BID MEETING FOR THE CITY LEAD TRACK EXTENSION CITY OF
ROCHELLE, ILLINOIS SEPTEMBER 28, 2004 11:00 AM**

Welcome, Introductions

Agenda

- a. Bid date is 11:00 A.M. on October 12, 2004 at City Hall.
- b. Completion date shall be per Proposal form and special provision. I have indicated about 270 calendar days for the completion, however by February 1, 2005 the rail must be operational from the beginning Station 10+00 to Station 66+00. The remainder must be completed by July 1, 2005.
- c. The Schedule of deductions for each calendar day of overrun is \$500.00 per day.
- d. Traffic Control. In the back of the bid documents are details as to road closures, signs and est. We will not be able to deviate from the plan. Traffic control is very important and you will need to pay serious attention to the daily maintenance of the signs, barricades and ect.
- e. Utilities shall be located and verified before construction begins. There is a Verizon cable that will be moved prior to our work and will not be a cause for delay.
- f. The B.P. Gas line has been sleeved and no additional requires are necessary.
- g. Owner has obtained any permits necessary. The construction staking will be done by us (Simmons and Associates). Inspection by us.
- h. Methods and materials shall be in conformance with IDOT specifications and/ or special provisions. The clay fill and subballast will be tested for compaction by us.
- i. The Contractor shall provide the sources for the furnished excavation prior to the placement of any embankment material so that the materials can be approved.
- j. When the Contractor disposes of any surplus, unsuitable or excavation (special) materials offsite or off the ROW, the Contractor shall obtain and file with the Engineer permission in writing, from the property owner, for the use of the property for this purpose.
- k. Contractor shall adhere to prevailing wage requirements.
- l. Contractor shall complete and submit the Storm water Pollution Prevention Plan prior to the commencement of work.
- m. Contractor shall obtain all required insurances, Railroad insurance is required of at least \$2,000,000 per occurrence and an aggregate amount of \$6,000,000. If for any reason you are within 25 feet of the BN rail, railroad flagmen will be required.
- n. The Contractor shall submit a satisfactory progress schedule or critical path schedule.
- o. Ballast and subballast will be paid for as plan quantity.
- p. The crossties for Crossings listed in the bid form are 10'.

- q. I have included a bid item for OTM, so that we have a number in case the job requires that you need to furnish extra material.
- r. There are some lump sum items, it will be necessary for you to determine the quantity that it takes to complete the work and bid accordingly.
- s. Rail is to be welded through the crossings.
- t. The Union Pacific has furnished most of the materials, they are mostly here in this yard for your review. Please note that the switch ties are steel. The plans call for every third tie to be a new tie. The new ties are to be furnished by the Contractor.
- u. The rail is placed along the r-o-w and perhaps is covered with weeds.
- v. Any material that you are short and you supply will be paid for at the unit price bid.
- w. If you want to use a supplier that is not listed,
- x. Questions and/ or comments.
- y. Notice to Proceed

CONTRACT #1 CITY LEAD TRACK EXTENSION PLAN HOLDERS

COMPANY	CONTACT	ADDRESS	PHONE
Armond Cass Railroad Construction Inc	Dave Maga	6403 Rinke, Warren, MI 48091	586 754 4200
Balfour Beatty Rail, Inc. Metroplex Corporation	William R. Dorris	512 Twin Rail Drive, Suite 110, Minooka, IL 60447	815-467 2573
D. O. T. Rail Services, Inc.	Paul Byrne	11801E 1250th, Granville, IL 61326-9468	815 339 6839
Elliott and Wood, Inc.	Jim Elliott	210 Industrial Drive, DeKalb, IL 60115	815 756 4555
Fischer Excavating	Tony Gilbertson	210 Industrial Drive, Freeport, IL 61032	815 233 3232
Holubar Construction company	George Holubar	1567 Heine Road, Green Bay, WI 54304	920 499 5629
Rockford Blacktop Construction Co.	Maxine Peterson	1519 Shannon Street, Loves Park, IL 61111	815 654 4700
Swanson Contracting	Bill Berry	5290 Nimtz Road, Loves Park, IL 61111	708 388 0623
Railworks Midwest Services Inc	Harold Taulbee	11701 S. Mayfield Avenue, Alsip, IL 60803	219 942 0850
		P O Box 407, 111 W 10th Street, Ste.99, Hobart, IN 46342	

**SIMMONS AND
ASSOCIATES, P.C.**

P.O. BOX 459 - 515 LINCOLN HIGHWAY

ROCHELLE, ILLINOIS 61068

PHONE: 815-562-9087

FAX: 815-562-4233

Fax Transmittal

To: Bidders
From: Tom Simmons
Date: October 8, 2004
Re: Addendum No. 2 -- City Lead Track Extension
Pages: 3 including cover

Included with this transmittal are the following documents:

- Addendum No. 2 consisting of two (2) pages

Each bidder is shall confirm, in writing, via fax (815-562-4233) that they have received this addendum. If you have not confirmed receipt of Addendum No. 1 please include that confirmation as well.

If you have any questions, please do not hesitate to contact our office.

Thank you,

Tom Simmons

CONSULTING ENGINEERING * PHONE (815) 562-9087
* **SIMMONS AND ASSOCIATES P.C.** *

POST OFFICE BOX 459 * FAX (815) 562-4233
515 LINCOLN HWY. * ROCHELLE, ILLINOIS 61068

October 8, 2004

ADDENDUM NO. 2 to:

CONTRACT NO. 1
CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS

This addendum shall include the addition, deletion and/or correction of the following items: This Addendum consists of 2 sheets.

ITEM #1 Change bid item 2025 - Skelton Track Construction. The unit shall be changed to track feet rather than lineal feet. The quantity will remain the same.

Please include the revised Bid Sheet page 2 of 2, which is attached to this addendum, with your bid.

This Addendum must be returned with the Contractors bid.

Each bidder shall confirm, in writing, via fax that they have received this addendum.

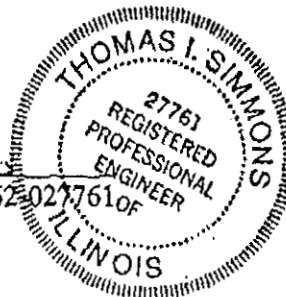
This ends the requirements of this addendum.

This Addendum No. 2 has been prepared by:

Thomas I. Simmons

Thomas I. Simmons, P.E.
Project Engineer

Reg. No. 062-027761



City Lead Track Extension
Rochelle, IL
Page 2 of 2

	BID ITEM	UNIT	OWNERS ESTIMATED QUANTITY*	BIDDERS ESTIMATED QUANTITY	MATERIAL		LABOR/EQUIPMENT		TOTALS
					UNIT PRICE	EXTENDED COST	UNIT PRICE	EXTENDED COST	
2022	8" Perforated PVC Pipe underdrain	Linear Foot	4,391.00						
2023	Sub-ballast	Cubic Yard	6,451.00						
2024	Ballast	Cubic Yard	6,273.00						
2025	Skeleton Track Construction	Track Foot	10,840.00						
2025A	OTM (Bolts, Bars, Clips, Etc.)	Linear Foot	200.00						
2026	Material Handling	Track Foot	10,840.00						
2027	Skeleton Turnout Const. #9	Each	6.00						
2028	Material Handling	Turnout	6.00						
2029	P.C. Railroad Grade Crossing	Track Foot	335.00						
2029A	P.C. Railroad Grds Crossing 8 Deg. Curve	Track Foot	128.00						
2030	Surface, Align & Dress	Track Foot	10,840.00						
2031	Bumper Post	Each	1.00						
2032	Bit. Pav. Remove & Replacement	Square Yard	1,275.00						
2033	Traffic Control & Protection	Lump Sum	1.00						
2034	Ties NEW 7" x 9" x 8'6"	Each	2,010.00						
2035	Ties New 7" x 9" x 10"	Each	274.00						
2038	Pavement Removal (Not replaced)	Square Yard	144.00						
2037	Bonds And Insurances	Lump Sum	1.00						
2038	Relocate Fire Hydrant	Each	4.00						
2039	Adjust Frame & Lid	Each	2.00						
2040	NPDES Permit Application	Lump Sum	1.00						
2041	Riprap, Gradation IV	Square Yard	85.00						
PROJECT TOTAL									

If in the opinion of the OWNER or ENGINEER, during the course of construction, additional labor and/or materials are required and if labor and/or materials are eliminated, the Contract Price for the CONTRACT shall be adjusted according to the UNIT PRICES as are aforementioned.

*USE FOR BIDDING PURPOSES

THE UNDERSIGNED CERTIFIES THAT THE BID PRICES CONTAINED IN THIS PROPOSAL HAVE BEEN CAREFULLY CHECKED AND ARE SUBMITTED AS CORRECT AND FINAL

This proposal is based on Addenda No.5

Nos. 2

Facsimile Transmittal

FISCHER EXCAVATING, INC.

Phone - 815-233-3232

Fax - 815-235-7557

1567 Heine Road
Freeport, IL 61032

10-8-04
Date

Tom
Attention

TONY
From

1
Number of pages (including this cover)

Comment(s)

RECEIVED ALPHADOM #2 ROCKET IS
C154 LEAD TRACER F1T.

Reply Requested Yes _____

No X _____

TABLE OF CONTENTS

1

ADVERTISEMENT FOR BIDS

SECTION 1	INVITATION TO BID BID INFORMATION INSURANCE HOLD HARMLESS BIDDER QUALIFICATION FORM
SECTION 2	PROPOSAL BID BOND BASE BID SHEET STORM WATER POLLUTION PREVENTION PLAN CONTRACTOR CERTIFICATION STATEMENT
SECTION 3	SPECIFICATIONS GENERAL CONDITIONS SUPPLEMENT TO THE GENERAL CONDITIONS UNIT SPECIFICATIONS PREVAILING WAGE FOR SEPTEMBER 2004
SECTION 4	CONTRACT DOCUMENTS NOTICE OF AWARD AGREEMENT PERFORMANCE BOND PAYMENT BOND NOTICE TO PROCEED CHANGE ORDER
SECTION 5	WORKING DRAWINGS

INVITATION TO BID

You are hereby invited to bid on the City Lead Track Extension Rail Spur in Rochelle, Illinois. All newly constructed track will allow for the safe operation of trains consisting of cars weighing up to 286,000 pounds and traveling at up to 10 miles per hour. Generally the project consists of the following:

Utility Protection	Lump Sum	1.00	Inlets Special 2'x3'	Each	1.00
Erosion/Sedimentation Control	Lump Sum	1.00	Inlets Special 4'x6'	Each	4.00
Grading	Lump Sum	1.00	8" Perforated PVC Pipe under drain	Lineal Foot	4,391.00
Seeding and Mulching	Lump Sum	1.00	Sub-ballast	Cubic Yard	6,451.00
Storm Sewer 12" RCP Class 4	Lineal Foot	25.00	Ballast	Cubic Yard	6,273.00
Storm Sewer 12" RCP Class 5	Lineal Foot	400.00	Skeleton Track Construction	Lineal Foot	10,840.00
Storm Sewer 15" RCP Class 4	Lineal Foot	350.00	Material Handling	Track Foot	10,840.00
Storm Sewer 18" RCP Class 4	Lineal Foot	415.00	Skeleton Turnout Const. #9	Each	6.00
Storm Sewer 24" RCP Class 4	Lineal Foot	296.00	OTM (Bolts, Bars, Clips, Etc)	Lineal Foot	200
Storm Sewer 36" RCP Class 4	Lineal Foot	232.00	Material Handling	Turnout	6.00
Storm Sewer 36" RCP Class 5	Lineal Foot	150.00	P.C. Railroad Grade Crossing	Track Foot	335.00
Storm Sewer 36" 30° Bend	Each	1.00	P.C. Railroad Grade Crossing 6 Deg. Curve	Track Foot	128.00
FES 18" RCP	Each	2.00	Surface, Align & Dress	Track Foot	10,840.00
FES 36" RCP	Each	5.00	Bumper Post	Each	1.00
Manhole to be Reconstructed	Each	1.00	Bit. Pave. Remove & Replacement	Square Yard	1,275.00
Remove Existing CMP	Lineal Foot	150.00	Traffic Control & Protection	Lump Sum	1.00
Removal 24" RCP Storm Sewer	Lineal Foot	220.00	Ties NEW 7"x 9" x 8'6"	Each	2,010.00
Curb & Gutter Removal	Lineal Foot	200.00	Ties New 7" x 9" x 10"	Each	274.00
4' Diameter Storm Manholes	Each	4.00	Pavement Removal (Not replaced)	Square Yard	144.00
5' Diameter Storm Manholes	Each	1.00	Bonds And Insurances	Lump Sum	1.00
6' Diameter Storm Manholes	Each	2.00	Relocate Fire Hydrant	Each	4.00
NPDES Permit Application	Lump Sum	1.00	Adjust Frame & Lid	Each	2.00
			Riprap, Gradation IV	Square Yard	85.00

Additionally, this project will be funded by the Illinois Department of Transportation's (hereinafter called the "STATE") Rail Funds. Therefore, BIDDER will be required to comply with certain STATE policies such as equal employment opportunity.

A pre-bid meeting is scheduled for 11:00 a.m. local time on September 28, 2004 at the following location:

Rochelle Steam Plant, Second Floor; located at intersection of Caron Road and Steam Plant Road Rochelle, IL 61068

Interested contractors are required to attend. If you or your representative are NOT present at the Pre-Bid Meeting, your bid will be returned UNOPENED.

A bid package including technical specifications may be obtained from;

Simmons and Associates, P.C.
515 Lincoln Highway
Rochelle, IL 61068
Phone 815 562-9087 Fax 815 562-4233

BID INFORMATION

BIDS will be received for the City Lead Track Extension Rail Spur in Rochelle, Illinois until 11:00 a.m. local time on **October 12, 2004**, and then will be publicly opened and read aloud. Mailed BIDS must be delivered by the time specified above to the City Clerk at the City Hall, 420 North Sixth Street, Rochelle, IL 61068

Each BID must be submitted in a sealed envelope, addressed to City Clerk, City of Rochelle, 420 North Sixth Street, Rochelle, Illinois 61068. Each sealed envelope containing a BID must be plainly marked on the outside as **SEALED BID, CONTRACT NO. 1, CITY LEAD TRACK EXTENSION - CITY OF ROCHELLE - ROCHELLE, ILLINOIS.**

The envelope should bear on the outside the name of the BIDDER, his address, and his license number if applicable. If forwarded by mail, the sealed envelope containing the BID must be enclosed in another envelope addressed to: City Clerk, City of Rochelle, 420 North Sixth Street, Rochelle, IL 61068.

The City of Rochelle PREFERS THE SEALED BID BE HAND DELIVERED TO THE OFFICE OF THE CITY CLERK, ROCHELLE, ILLINOIS 61068; HOWEVER, IF THE BID IS MAILED, IT MUST BE RECEIVED PRIOR TO 11:00 A.M., OCTOBER 12, 2004. ANY BID RECEIVED AFTER 11:00 A.M., OCTOBER 12, 2004, WILL BE RETURNED UNOPENED.

This project will consist of the new construction of track allowing for the safe operation of trains consisting of cars weighing up to 286,000 pounds and traveling at up to 10 miles per hour. Generally the project consists of the following:

Utility Protection	Lump Sum	1.00	Inlets Special 2'x3'	Each	1.00
Erosion/Sedimentation Control	Lump Sum	1.00	Inlets Special 4'x6'	Each	4.00
Grading	Lump Sum	1.00	8" Perforated PVC Pipe under drain	Lineal Foot	4,391.00
Seeding and Mulching	Lump Sum	1.00	Sub-ballast	Cubic Yard	6,451.00
Storm Sewer 12" RCP Class 4	Lineal Foot	25.00	Ballast	Cubic Yard	6,273.00
Storm Sewer 12" RCP Class 5	Lineal Foot	400.00	Skeleton Track Construction	Lineal Foot	10,840.00
Storm Sewer 15" RCP Class 4	Lineal Foot	350.00	Material Handling	Track Foot	10,840.00
Storm Sewer 18" RCP Class 4	Lineal Foot	415.00	Skeleton Turnout Const. #9	Each	6.00
Storm Sewer 24" RCP Class 4	Lineal Foot	296.00	OTM (Bolts, Bars, Clips, Etc)	Lineal Foot	200
Storm Sewer 36" RCP Class 4	Lineal Foot	232.00	Material Handling	Turnout	6.00
Storm Sewer 36" RCP Class 5	Lineal Foot	150.00	P.C. Railroad Grade Crossing	Track Foot	335.00
Storm Sewer 36" 30° Bend	Each	1.00	P.C. Railroad Grade Crossing 6 Deg. Curve	Track Foot	128.00
FES 18" RCP	Each	2.00	Surface, Align & Dress	Track Foot	10,840.00
FES 36" RCP	Each	5.00	Bumper Post	Each	1.00
Manhole to be Reconstructed	Each	1.00	Bit. Pave. Remove & Replacement	Square Yard	1,275.00
Remove Existing CMP	Lineal Foot	150.00	Traffic Control & Protection	Lump Sum	1.00
Removal 24" RCP Storm Sewer	Lineal Foot	220.00	Ties NEW 7"x 9" x 8'6"	Each	2,010.00
Curb & Gutter Removal	Lineal Foot	200.00	Ties New 7" x 9" x 10"	Each	274.00
4' Diameter Storm Manholes	Each	4.00	Pavement Removal (Not replaced)	Square Yard	144.00
5' Diameter Storm Manholes	Each	1.00	Bonds And Insurances	Lump Sum	1.00
6' Diameter Storm Manholes	Each	2.00	Relocate Fire Hydrant	Each	4.00
NPDES Permit Application	Lump Sum	1.00	Adjust Frame & Lid	Each	2.00
			Riprap, Gradation IV	Square Yard	85.00

Additionally, this project will be funded in part by the Illinois Department of Transportation's (hereinafter called the "STATE") State Rail Program. Therefore, BIDDER will be required to comply with certain STATE policies such as equal employment opportunity. Each BID must be submitted in a sealed envelope, addressed to OWNER at the above address. Each sealed envelope containing a BID must be plainly marked on the outside as "Bid for the City Lead Track Extension Rail Spur Project", and the envelope should bear on the outside the name of BIDDER, address and license number, if applicable. If forwarded by mail, the sealed envelope containing the BID must be enclosed in another envelope addressed to OWNER.

All BIDS must be made on the required BID form. BIDDERS must BID all Items of the PROJECT. All blank spaces for BID prices must be filled in ink or typewritten, and the BID form must be fully completed and executed when submitted or they will be subject to rejection. An original and one copy of the BID form are required.

Any BID may be withdrawn prior to the above scheduled time for the opening of BIDS or authorized postponement thereof. Any BID received after the time and date specified above will not be considered. Subject to approval by STATE, OWNER may waive any informalities or minor defects or reject any or all BIDS which are considered non-responsive.

Examination of the project site and a review of the SPECIFICATIONS is required prior to submitting a BID. BIDDER must document with OWNER that an inspection trip was made prior to submitting a BID in order for that BID to be accepted. After BIDS have been submitted, BIDDERS shall not assert that there is a misunderstanding concerning the prices or quantities of work or of the nature of the work to be done, in any event, unit prices will govern. Conditioned or qualified bids will be considered non-responsive. To assist all potential BIDDERS on this project, OWNER will hold a Pre-Bid Conference and all BIDDERS or potential BIDDERS are required to attend.

Each BID must be accompanied by a BID BOND payable to OWNER for five percent (5%) of the total amount of the BID. When the AGREEMENT is executed, with the successful bidder, the BONDS of the remaining unsuccessful BIDDERS will be returned. The BID BOND of the successful BIDDER will be retained until the PAYMENT and PERFORMANCE BONDS have been executed and approved, after which time the BID BOND will be returned. A certified check payable to "THE CITY OF ROCHELLE" may be used in lieu of a BID BOND.

OWNER may make investigations necessary to determine the ability of any BIDDER to perform the work, and BIDDER shall furnish to OWNER a completed Confidential Bidder Qualification Form with his/her BID and all such additional information and data for this purpose as OWNER may request. OWNER with concurrence by STATE reserves the right to reject any BID if the evidence submitted by, or investigation of, such BIDDER fails to satisfy the OWNER or STATE that such BIDDER is properly qualified to carry out the obligation of the AGREEMENT and to complete the work contemplated therein, or if evidence of collusion exists.

The PROJECT will be awarded within 45 calendar days of bid opening to the lowest responsive qualified BIDDER as determined by OWNER with concurrence by STATE.

OWNER, with STATE's approval, reserves the right to reject all bids in the event that sufficient funding is not available to award the project as bid.

The successful BIDDER will be required to furnish PERFORMANCE and PAYMENT BONDS in amounts equal to one hundred percent (100%) of the PROJECT price, said BONDS to be issued by a responsible surety approved by OWNER, and shall guarantee the prompt payment of all materials and labor and protect and hold harmless OWNER and STATE from claims and damages of any kind caused by the operation of the CONTRACTOR.

Attorneys-in-fact who sign BID BOND, PAYMENT BONDS or PERFORMANCE BONDS must file with each BOND a certified and effective dated copy of their power of attorney.

The CONSTRUCTION AGREEMENT contains the provisions required for the PROJECT.

The party to whom the PROJECT is awarded will be required to execute the AGREEMENT and obtain the PERFORMANCE BONDS and PAYMENT BONDS within ten (10) calendar days from the date when NOTICE OF AWARD is delivered to the BIDDER. The NOTICE OF AWARD shall be accompanied by the necessary AGREEMENT. In case of failure of BIDDER to execute the AGREEMENT, OWNER may consider BIDDER in default, in which case the BID BOND accompanying the proposal shall become the property of OWNER.

OWNER, within ten (10) days of receipt of acceptable PERFORMANCE BOND, PAYMENT BOND, and AGREEMENT signed by the party to whom the project was awarded, shall sign the AGREEMENT and return to such party an executed duplicate of the AGREEMENT. Should OWNER not execute the AGREEMENT within such period, BIDDER may, by WRITTEN NOTICE withdraw his/her signed AGREEMENT. Such notice of withdrawal shall be effective upon receipt of the notice by OWNER.

The NOTICE TO PROCEED shall be issued within thirty (30) days of the execution of the AGREEMENT by OWNER. Should there be reasons why the NOTICE TO PROCEED cannot be issued within such period, the time may be extended by mutual agreement between OWNER and CONTRACTOR or CONTRACTOR may terminate the AGREEMENT without further liability on the part of either party. Work under the proposed PROJECT shall be commenced within ten (10) days after delivery of a NOTICE TO PROCEED to CONTRACTOR.

Payment to CONTRACTOR will be made by the OWNER on monthly invoices in an amount equivalent to ninety-five percent (95%) of the value of the work items completed during the preceding calendar month (subject to the approval of STATE). Invoices will be submitted on the first working day of each month by CONTRACTOR. OWNER will deliver to CONTRACTOR payment for each approved invoice within thirty (30) days after receipt. Final payment of retained amounts by OWNER will be made within forty five (45) days after acceptance by STATE of the completed PROJECT.

OWNER will serve as Project Engineer and make periodic inspections of the work to verify quantity and quality of materials, quality of workmanship and adherence to schedules. All work is further subject to inspection and approval of STATE.

OWNER strongly encourages the CONTRACTOR to use local labor, materials, and subcontractors where feasible in completion of the work. OWNER will notify the potential BIDDERS of local persons or firms who have expressed an interest in performing a portion of this work. SPECIFICATIONS regarding the PROJECT will be made a part of the AGREEMENT, and the PROJECT shall be executed in compliance therewith.

CONTRACTOR will be required to observe and comply with all provisions of federal and state constitutions, laws, regulations and judicial orders pertaining to nondiscrimination and equal employment opportunity and minority business enterprises.

All applicable laws, ordinances, and the rules and regulations of all authorities having jurisdiction over construction of the PROJECT shall apply to the AGREEMENT throughout.

BIDDER selected shall supply the names and addresses of all material SUPPLIERS and SUBCONTRACTORS to OWNER within 5 working days of receipt of NOTICE OF AWARD.

BIDDER hereby agrees that at his/her own cost and expense, he/she shall have or procure prior to commencement of any work under this contract, and shall maintain in full force and effect until all work has been completed and accepted, and shall require all subcontractors likewise to procure and maintain, unless they be covered by CONTRACTOR'S policies, insurance of the following kinds and minimum amounts:

1. Workmen's Compensation Insurance which fully meets the requirements of any Workmen's Compensation Law in force at the place where the work is to be performed.
2. Contractor's Public Liability and Property Damage Liability Insurance including automobile coverage with a minimum single combined limit of not less than \$1,000,000 per occurrence.
3. Contractor's Protective Public Liability and Property Damage Liability Insurance with the same limits as under Paragraph 2 above, if subcontractors are involved.
4. Railroad Protective Liability Insurance of at least \$2,000,000 per occurrence and an aggregate limit of \$6,000,000 over the life of the Policy. This policy will be required while CONTRACTOR is on RAILROAD property.

CONTRACTOR shall name OWNER and IDOT Bureau of Railroads and the Engineer, Simmons and Associates, P.C. as "additional named insured" under items 2 and 3 mentioned above.

Copies of Certificates should be sent to:

Simmons & Associates P.C. - Consulting Engineer
515 Lincoln Highway - P. O. Box 459 - Rochelle, IL 61068
Phone 815 562 9087

GENERAL CONTRACTOR OR SUBCONTRACTOR HOLD HARMLESS AGREEMENT

"The Contractor shall indemnify and hold harmless. The City of Rochelle and its agents and its employees from and against all claims against The City of Rochelle, its agents or servants, arising out of the Illinois Structural Work Act, and all losses and expenses, including attorney fees that may be incurred by The City of Rochelle, and its agents, defending such claims, arising out of or resulting from the performance of the work and caused in whole or in part by any negligent act or omission of the Contractor, any Subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder. In any and all claims against The City of Rochelle or any of its agents or servants by an employee of a Contractor, any Subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, the indemnification obligation under this paragraph shall not be limited in anyway by any limitation on the amount or type of damages, compensation or benefits payable by or for the Contractor or Subcontractor under Workers' Compensation Acts, Disability Acts, or their Employee Benefit Acts."

Agreed By:

Fischer Excavating, Inc.

W. J. Fischer
Contractor

Date:

October 12, 2007

Labor employed on this WORK shall be paid not less than the Prevailing Wage Rates as established by Rochelle. A copy is attached for your review and use. The Contractor is required to certify that he has read the notice and will pay the established minimum rates.

The Contractor is required to complete Section One, from Station 10+00 to Station 66+00 shall be completed and operational for trains by February 1, 2005. The remainder shall be completed by July 1, 2005, unless additional time shall be granted by the Engineer in accordance with the provisions of the specification.

BIDDER hereby agrees that at his/ her own cost and expense, he/she shall have or procure prior to commencement of any work under this Contract, and shall maintain in full force and effect until all work has been completed and accepted, and shall require all Subcontractors likewise to procure and maintain, unless they be covered by the CONTRACTOR'S policies, insurance of the following kinds and minimum amounts.

Please be advised that the Union Pacific Railroad has furnished most of the rail materials necessary to complete this project. No other materials will be furnished by the City. All other materials required for the execution of this Contract are the sole responsibility of the Contractor and as such shall be included in the Contract price bid.

The CONTRACTOR shall maintain in force the coverage's required in this section for the term of the Contract. Also, the CONTRACTOR shall not allow any SUBCONTRACTOR to commence work on any portion of the project without evidence that the SUBCONTRACTOR has insurance coverage equal to the coverage's required in this section.

The CONTRACTOR shall complete the enclosed Bidder Qualification Form and submit with the Bid.

RAILROAD TRACK CONTRACTORS
CONFIDENTIAL BIDDER QUALIFICATION FORM

Submitted to: THE CITY OF ROCHELLE
Name of Project: CITY LEAD TRACK EXTENSION
Submitted by: Fischer Excavating Inc.
(firm name)

Address: 1567 Heine Rd.
City: Freeport State: IL Zip: 61032 Phone: 815-233-3232

1. TYPE OF WORK (File separate form for each classification of work):

- ☒ New Track Construction
☐ Track Rehabilitation
☐ Grading
☐ Other (Please Specify) _____

CLASSIFICATION OF WORK WITH OWN FORCES (List Trades) _____
Operators & Laborers

2. TYPE OF FIRM:

- ☒ Corporation ☐ Partnership ☐ Sole Proprietorship
Years in Business: 10

3. OFFICERS, PARTNERS OR OWNERS & CONSTRUCTION EXPERIENCE:

Name	Title	Years experience in Classification of work Listed
Wayne Fischer	President	10
Joseph Fischer	Vice President	10
Kathleen C. Lochowitz	Corporate Sec/Treas.	10

4. NUMBER OF PERSONNEL IN ORGANIZATION:

Administrative 5 Engineering 1 Office 5
Shop 2 Field 76

5. REFERENCES:

Bank(s) Maintaining Account(s):

Citizens State Bank

Suppliers:

J+R Supply
Stephenson County Service Co.
National Waterworks

Other References:

6. TYPICAL CONTRACTS COMPLETED DURING LAST FIVE YEARS:

Name	Name of Project	Owner	Contract Amount
Roger Geiken	Silvis Optimist Fund	City of Silvis	\$ 876,609.82
Bulverde Cons.	Genoa	IDOT	\$ 681,790.13
Todd Block	Adkins Energy	Adkins	\$ 548,553.65
Gary Krahmer	Badger State	Badger State	\$ 998,762.00
Ryan Bess	#88 Mt. Morris	IDOT	\$ 394,7931.92
Andy Conderman	#89 Wateman	IDOT	\$ 364,440.95
7. AVERAGE ANNUAL BILLING FOR LAST FIVE YEARS:			\$ 17,500,000.00
8. TOTAL WORK IN PROGRESS AND UNDER CONTRACT:			\$ 8,000,000.00

9. LIST MAJOR WORK UNDER CONTRACT

Percent Completed	Name of Project	Owner	Contract Amount
50%	#88 Mt. Morris	IDOT	\$ 394,7931.92
95%	#89 Wateman	IDOT	\$ 364,440.95
90%	Ogle Relief Sewer	City of Mt. Morris	\$ 450,181.42
92%	Pacific Bearing	City of South Beloit	\$ 1,008,085.08
0%	#78 Oregon	IDOT	\$ 275,7090.62
65%	Rockford Register Star	Rockford Register Star	\$ 1,096,026.00

10. LIST CURRENT PROJECTS ON WHICH YOUR FIRM IS THE CANDIDATE FOR CONTRACT AWARD:

11-A Whiteside IDOT11. HAVE YOU AT ANY TIME FAILED TO COMPLETE A CONTRACT? ☐ Yes ☒ No

ARE THERE ANY JUDGMENTS, CLAIMS OR SUITS PENDING OR OUTSTANDING AGAINST YOU?

☐ Yes ☒ No

IF THE ANSWER TO EITHER QUESTION IS YES, SUBMIT DETAILS ON SEPARATE SHEET.

LIST ALL LAWSUITS YOUR FIRM HAS FILED DUE TO CONSTRUCTION CONTRACTS IN THE LAST FIVE YEARS:

None

12. FINANCIAL STATEMENT

Current Assets	\$	<u>4544287</u>	
Fixed Assets (Depreciated)	\$	<u>4201530</u>	
Other Assets	\$	<u>2559251</u>	
TOTAL ASSETS			\$ <u>11305068</u>
Current Liabilities	\$	<u>7545186</u>	
Long-Term Liabilities	\$	<u>195556</u>	
TOTAL LIABILITIES			\$ <u>7690742</u>
NET WORTH			\$ <u>3614326</u>

Date of latest Balance Sheet 2-28-04 prepared by McEladrey + Pullen
A Certified Public Accountant and available on request Dated
at 2-28-04 this 12th day of Oct., 2004.

Pursuant to information for prospective bidders for above-mentioned proposed project, the undersigned is submitting the information as required with the understanding that it is for your confidential use only to assist in determining the qualifications of the organization to perform the type and magnitude of work intended, and further, guarantee the truth and accuracy of all statements herein made. We will accept your determination of qualifications without prejudice. The surety herein named, or any other bonding company, bank, sub-contractor, supplier, or any other persons, firms or corporations with which we have done business, or who have extended any credit to us, are hereby authorized to furnish you with any information you may request concerning our organization, including, but not limited to, information concerning performances on previous work or credit standing with any of them. We hereby release any and all such parties from any legal responsibility whatsoever of having furnished such information to you.

Name of Organization: Fischer Excavating Inc.
By: Kathleen C. Lockowitz Kathleen C. Lockowitz
Date: 10-12-04 Title: Corporate Sec./Treas
Attested to By: Susan J. Leitzen
Title: Administrative Assistant

RAILROAD TRACK CONTRACTORS
CONFIDENTIAL BIDDER QUALIFICATION FORM

Submitted to: THE CITY OF ROCHELLE
Name of Project: CITY LEAD TRACK EXTENSION
Submitted by: Fischer Excavating Inc.
(firm name)

Address: 1567 Heine Rd.
City: Freeport State: IL Zip: 61032 Phone: 815-233-3232

1. TYPE OF WORK (File separate form for each classification of work):

- ☐ New Track Construction
☐ Track Rehabilitation
☒ Grading
☐ Other (Please Specify) _____

CLASSIFICATION OF WORK WITH OWN FORCES (List Trades) _____
Operators + laborers

2. TYPE OF FIRM:

- ☒ Corporation ☐ Partnership ☐ Sole Proprietorship
Years in Business: 10

3. OFFICERS, PARTNERS OR OWNERS & CONSTRUCTION EXPERIENCE:

Name	Title	Years experience in Classification of work Listed
Wayne Fischer	President	10
Joseph Fischer	Vice President	10
Kathleen C. Lechowicz	Corporate Sec/Treas.	10

4. NUMBER OF PERSONNEL IN ORGANIZATION:

Administrative 5 Engineering 1 Office 5
Shop 2 Field 76

5. REFERENCES:

Bank(s) Maintaining Account(s):

Citizens State Bank

Suppliers:

J+R Supply
Stephenson County Service Co.
National Waterworks

Other References:

6. TYPICAL CONTRACTS COMPLETED DURING LAST FIVE YEARS:

Name	Name of Project	Owner	Contract Amount
Roger Geiken	Silvis Optimist And	City of Silvis	\$ 876,609.82
Bulldozer Cons.	Genoa	IDOT	\$ 681,790.13
Todd Block	Adkins Energy	Adkins	\$ 548,553.65
Gary Krahmer	Badger State	Badger State	\$ 998,762.00
Ryan Bess	#88 Mt. Morris	IDOT	\$ 394,793.92
Andy Conderman	#89 Watkman	IDOT	\$ 364,944.95
7. AVERAGE ANNUAL BILLING FOR LAST FIVE YEARS:			\$ 17,500,000.00
8. TOTAL WORK IN PROGRESS AND UNDER CONTRACT:			\$ 8,000,000.00

9. LIST MAJOR WORK UNDER CONTRACT

Percent Completed	Name of Project	Owner	Contract Amount
50%	#88 Mt. Morris	IDOT	\$ 394,793.92
95%	#89 Watkman	IDOT	\$ 364,944.95
90%	Ogle Relief Sewer	City of Mt. Morris	\$ 450,181.42
92%	Pacific Bearing	City of South Beloit	\$ 1,008,085.08
0%	#78 Dream	IDOT	\$ 275,709.62
65%	Rockford Register Star	Rockford Register Star	\$ 1,096,026.00

10. LIST CURRENT PROJECTS ON WHICH YOUR FIRM IS THE CANDIDATE FOR CONTRACT AWARD:

11-A Whiteside IDOT11. HAVE YOU AT ANY TIME FAILED TO COMPLETE A CONTRACT? ☐ Yes ☒ No

ARE THERE ANY JUDGMENTS, CLAIMS OR SUITS PENDING OR OUTSTANDING AGAINST YOU?

☐ Yes ☒ No

IF THE ANSWER TO EITHER QUESTION IS YES, SUBMIT DETAILS ON SEPARATE SHEET.

LIST ALL LAWSUITS YOUR FIRM HAS FILED DUE TO CONSTRUCTION CONTRACTS IN THE LAST FIVE YEARS:

None

12. FINANCIAL STATEMENT

Current Assets	\$	<u>4544287</u>	
Fixed Assets (Depreciated)	\$	<u>4201530</u>	
Other Assets	\$	<u>2559251</u>	
TOTAL ASSETS			\$ <u>11305068</u>
Current Liabilities	\$	<u>7545186</u>	
Long-Term Liabilities	\$	<u>145556</u>	
TOTAL LIABILITIES			\$ <u>7690742</u>
NET WORTH			\$ <u>3614326</u>

Date of latest Balance Sheet 2-28-04 prepared by McCladrey + Pullen
A Certified Public Accountant and available on request Dated
at 2-28-04 this 12th day of Oct., 2004.

Pursuant to information for prospective bidders for above-mentioned proposed project, the undersigned is submitting the information as required with the understanding that it is for your confidential use only to assist in determining the qualifications of the organization to perform the type and magnitude of work intended, and further, guarantee the truth and accuracy of all statements herein made. We will accept your determination of qualifications without prejudice. The surety herein named, or any other bonding company, bank, sub-contractor, supplier, or any other persons, firms or corporations with which we have done business, or who have extended any credit to us, are hereby authorized to furnish you with any information you may request concerning our organization, including, but not limited to, information concerning performances on previous work or credit standing with any of them. We hereby release any and all such parties from any legal responsibility whatsoever of having furnished such information to you.

Name of Organization: Fischer Excavating Inc.
By: Kathleen C. Lochowicz Kathleen C. Lochowicz
Date: 10-12-04 Title: Corporate Sec./Treas.
Attested to By: Susan J. Leitzen
Title: Administrative Assistant

TABLE OF CONTENTS

ADVERTISEMENT FOR BIDS

SECTION 1	INVITATION TO BID BID INFORMATION INSURANCE HOLD HARMLESS BIDDER QUALIFICATION FORM
SECTION 2	PROPOSAL BID BOND BASE BID SHEET STORM WATER POLLUTION PREVENTION PLAN CONTRACTOR CERTIFICATION STATEMENT
SECTION 3	SPECIFICATIONS GENERAL CONDITIONS SUPPLEMENT TO THE GENERAL CONDITIONS UNIT SPECIFICATIONS PREVAILING WAGE FOR SEPTEMBER 2004
SECTION 4	CONTRACT DOCUMENTS NOTICE OF AWARD AGREEMENT PERFORMANCE BOND PAYMENT BOND NOTICE TO PROCEED CHANGE ORDER
SECTION 5	WORKING DRAWINGS

PROPOSAL

TO THE OWNERS, CITY OF ROCHELLE

1. PROPOSAL OF Fischer Excavating Inc.

Name and address of Bidder

1567 Heine Road Freeport, IL 61032

for the improvements, designated in Paragraph 2 below, by the completion of

Contract #1

**CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS**

2. The Plans for the proposed improvements are those prepared by: Simmons & Associates, Consulting Engineer, 515 Lincoln Highway, P. O. Box 459, Rochelle, Illinois 61068. (Phone 815/562-9087), which Plans are designated as

Contract #1

**CITY LEAD TRACK EXTENSION
CITY OF ROCHELLE
ROCHELLE, ILLINOIS**

and which covers the work described in Paragraph 1 above. The specifications herein referred to are the Latest Edition of the Standard Specifications for American Railway Engineering and Maintenance-of-Way Association -- AREMA.

3. In submitting this Proposal, the undersigned declares that the only persons or parties interested in the Proposal as principals are those named herein; and that the Proposal is made independently without consultation, communication, agreement, or collusion with any other person, firm or corporation for the purpose of restricting competition.

4. The undersigned declares that unless otherwise required by law the prices which have been quoted in the Bid have not knowingly been disclosed by the Bidder, prior to opening, directly or indirectly to any other Bidder or to any competitor; and any deletion or modification of this requirement shall cause that Bid to not be considered unless the Bidder furnishes with the Bid a signed statement which sets forth in detail the circumstances of any made for the purpose of restricting competition.

5. The undersigned declares that no attempt has been made or will be made by the Bidder to induce any other person or firm to submit or not to submit a Bid for the purpose of restricting competition.

6. The undersigned further declares that he has carefully examined the Proposal, Plans, Specifications, Special Provisions (if any) and Addenda Nos. 1, 2, and that he has inspected in detail the site of the proposed work, and that he has familiarized himself with all of the local conditions affecting the Contract and the detailed requirements of construction, and understands that in making this Proposal, he waives all right to plead any misunderstanding regarding the same.

7. The undersigned further understands and agrees that if this Proposal is accepted, he is to furnish and provide all necessary machinery, tools, apparatus and other means of construction, and do all of the work, and to furnish all of the materials specified in the Contract, in the manner and at the time therein prescribed, and in accordance with the requirements therein set forth.

8. The undersigned declares that he understands that the quantities mentioned in the Plans are approximate only and that they are subject to increase or decrease; that he will take in full payment, therefore the amount of his Unit Price Proposal for item multiplied by the quantity of item installed as measured in place.